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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO. 4911 of 1998

Between:

1 C.Venkatesu, S/o. C.Santenna, Scheduled Caste,
R/o. Ankalamma, Gudur, Pulivendula Taluk,
Cuddapah District.
2 L.Prabhudasu, S/o. L.Naganna, Scheduled Caste,
R/o. Kamballi Village, Simhadripuram Mandal,
Cuddapah District.

..... PETITIONERS

AND

1 The Executive Engineer, (R&B) N.H.Division,
Vijayawada, Krishna District.
2 The Executive Engineer, (R&B) N.H.Division,
Visakhapatnam, Visakhapatnam District.
3 The Executive Engineer, R & B Division,
Miryalaguda, Nalgonda District.
4 The Executive Engineer, R & B Division,
Khammam, Khammam District.
5 The Executive Engineer, R & B Division,
Tenali, Guntur District.
6 The Chief Engineer, (R&B) N.H.,
Irrummanzil, A.P., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus, directing the respondents not to insist E.M.D. and F.S.D. irrespective of the value of the tender work and declaring insisting of E.M.D. and F.S.D. is illegal, arbitrary.

Counsel for the Petitioner:MR.G.DASARADHA RAMI REDDY

Counsel for the Respondent Nos.1 to 6: GP FOR TRANSPORT

The Court made the following Order:

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THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO. 4911 of 1998

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ORDER:

This writ petition is filed seeking a direction to the respondents to issue tender schedules to the petitioners without insisting upon E.M.D and F.S.D.

While admitting this writ petition, this Court, on 23.2.1998, granted interim order in WPMP No.5895 of 1998 directing the respondents to issue tender schedules without insisting the petitioners to furnish E.M.D and F.S.D.

In view of the aforesaid interim order passed by this Court, no further orders are required to be passed in this writ petition.

The writ petition is accordingly disposed of. No costs.

8.12.2004

Gsn.

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To

1 The Executive Engineer, (R&B) N.H.Division,
Vijayawada, Krishna District.
2 The Executive Engineer, (R&B) N.H.Division,
Visakhapatnam, Visakhapatnam District.
3 The Executive Engineer, R & B Division,
Miryalaguda, Nalgonda District.
4 The Executive Engineer, R & B Division,
Khammam, Khammam District.
5 The Executive Engineer, R & B Division,
Tenali, Guntur District.
6 The Chief Engineer, (R&B) N.H.,
Irrummanzil, A.P., Hyderabad.

7. Two CCs to G.P. for Transport, A.P. High Court Buildings,

Hyderabad (OUT)

8. Two CD copies.

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO. 4911 of 1998

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8.12.2004